



भारत का राजपत्र The Gazette of India

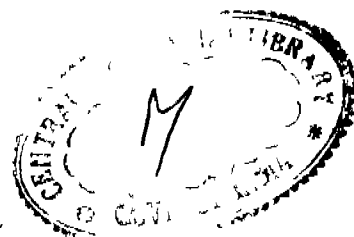
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इस भाग में भिन्न पृष्ठ संख्या दी जाती हैं जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation

RAJYA SABHA

The following Bills were introduced in the Rajya Sabha on the 11th August, 1978:—

I

BILL No. XIII OF 1978

A Bill further to amend the Constitution of India.

BE it enacted by Parliament in the Twenty-ninth Year of the Republic of India as follows:—

1. This Act may be called the Constitution (Amendment) Act, 1978.
2. After article 371F of the Constitution, the following article shall be inserted namely:—

“371G. (1) Notwithstanding anything in this Constitution, the President may, by order made with respect to the State of Bihar, provide for the establishment by the Government of Bihar of a Board to be known as the Mithila Development Board (hereafter in this article referred to as the Board), consisting of—

(a) sixteen geologists and engineers, eight of whom shall be nominated by the Government of Bihar and the remaining by the Government of India,

(b) the Minister of Industry, Government of India, *ex-officio*;

(c) the Chief Minister of State of Bihar, *ex-officio* or, in his absence, the Governor of Bihar, *ex-officio*;

(d) one economist, to be nominated by the Government of India in consultation with the Government of Bihar, who shall act as the Director of the Board.

Short title.

Insertion of new article 371G.

Special provision with respect to the State of Bihar.

(2) The Board shall take steps to secure rapid development of agriculture and industry in the State of Bihar and, in particular, in the districts of Purnea, North Bhagalpur, Saharsa, North Monghyr, Darbhanga, Madhubani, Samastipur, Muzaffarpur, Champaran and Saran.

(3) The Board shall, annually or whenever so required by the President, make a report to the President regarding the progress of development in different fields and the executive power of the Union shall extend to the giving of directions to the Board and the State of Bihar as to the development measures taken or to be taken by the Board in consultation with the Government of Bihar.

(4) The President may make such other orders in respect of the development of the State of Bihar as he may consider necessary having regard to the requirements of the State.

STATEMENT OF OBJECTS AND REASONS

In the State of Bihar the districts of North Bihar, namely, Purnea, North Bhagalpur, Saharsa; (old) North Monghyr, Darbhanga, Madhubani, Samastipur, (old) Muzaffarpur, (old) Champaran and (old) Saran have, in the all-India context, been at the lowest rung in the matter of industrial development. These areas have vast natural resources. If these natural resources are thoroughly surveyed and exploited, North Bihar would become an economically prosperous part of the Country. But, unfortunately, nothing has been done so far in this direction.

It is, therefore, felt that there should be a provision in the Constitution so as to empower the President to order the establishment by the Government of Bihar of the Mithila Development Board which shall, under the control of the State Government and over all support and supervision of the Central Government, take all necessary steps for the rapid agro-industrial development of undeveloped areas of North Bihar. It is, accordingly, proposed to insert a new article 371G in the Constitution.

Hence this Bill.

SHIVA CHANDRA JHA.

FINANCIAL MEMORANDUM

Clause 2 of the Bill seeks to empower the President to order the establishment by the Government of Bihar of a Board to be known as the Mithila Development Board. It is estimated that approximately a sum of Rs. 50 crores may be required for the setting up of various industries and for taking other steps for the development of North Bihar, including the expenditure to be incurred on the establishment of the Board and a sum of Rs. 2 crores for meeting the recurring expenditure. These amounts will, however, be met from the resources of the State of Bihar.

BILL No. IXV OF 1978

A Bill further to amend the Constitution of India

BE it enacted by Parliament in the Twenty-ninth Year of the Republic of India as follows:—

Short
title.

1. This Act may be called the Constitution (Amendment) Act, 1978.

Substitu-
tion of
new
article
for
article
371.

2. For article 371 of the Constitution, the following article shall be substituted, namely:—

Special
provision
with
respect
to the
States
of Maha-
rashtra
and
Gujarat.

“371. (1) Notwithstanding anything in this Constitution, the President may, by order made with respect to the State of Maharashtra or Gujarat, provide for the establishment of separate boards for the development of Maharashtra or, as the case may be, of Gujarat, and, in particular, of the districts of Nagpur, Akola, Amravati, Bhandara, Buldhana, Chandrapur, Wardha and Yavatmal in Vidarbha region and the districts of Aurangabad, Bir, Parbhani, Nanded and Osmanabad in the Marathwada region and Saurashtra and Kutch in Gujarat, by the Government of Maharashtra or, as the case may be, by the Government of Gujarat.

(2) Each board shall take special steps to secure rapid and accelerated development of the said areas in all fields, educational, economic, cultural and social, in order to bring these areas in each State on par with other developed areas of the State.

(3) Each board shall make a report to the Government of the respective State and to the President after every six months regarding the progress of development in different fields and the executive power of the Union shall extend to the giving of directions to the board and the concerned Government as to the development measures taken or to be taken by the board in consultation with the Government of the State.

(4) The President may make such other orders in respect of the development of each State as he may consider necessary having regard to the requirements of each State.

STATEMENT OF OBJECTS AND REASONS

Under article 371 of the Constitution, a special provision for the development of the States of Maharashtra and Gujarat was made at the time of the formation of these States. The leaders of Maharashtra have all along been giving assurances to the effect that the underdeveloped areas of that State would not suffer for want of attention in the matter of development. But actually, such areas have not received a fair deal with the result that the people there had to voice all the time their grievances in this regard and make representations for getting a fair deal. There was a peaceful movement in 1970-71 on the issue of development of these areas. The situation is still far from satisfactory.

In the new dispensation in the country, an element of diffusion has been introduced in the approach of the Sixth Five Year Plan towards the development of backward regions. In this context, it is, therefore, imperative that the people of Vidarbha and Marathwada are assured of speedy development of the underdeveloped areas comprising these regions.

It is, therefore, proposed to substitute a new provision for the existing one in article 371 of the Constitution with a view to achieving this object.

Hence this Bill.

S. K. VAISHAMPAYEN.

S. S. BHALERAO,
Secretary-General.